

**K&L GATES LLP**

One Newark Center, Tenth Floor

Newark, NJ 07102

(973) 848-4000

*Attorneys for Arconic Inc. (f/k/a Alcoa Inc.)*

*and Arconic Domestic, LLC (f/k/a Alcoa*

*Domestic, LLC as successor in interest*

*to A.P. New Jersey, Inc.)*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

---

BOROUGH OF EDGEWATER,

Plaintiff,

v.

WATERSIDE CONSTRUCTION,  
LLC; 38 COAH, LLC; DAIBES  
BROTHERS, INC.; NORTH RIVER  
MEWS ASSOCIATES, LLC; FRED A.  
DAIBES; TERMS  
ENVIRONMENTAL SERVICES,  
INC.; ALCOA INC. (formerly known as  
“Aluminum Company of America”);  
ALCOA DOMESTIC LLC, as  
successor in interest to A.P. NEW  
JERSEY, INC.; JOHN DOES 1-100;  
and ABC CORPORATIONS 1-100,

Defendants,

and

WATERSIDE CONSTRUCTION,  
LLC; 38 COAH, LLC; DAIBES  
BROTHERS, INC.; NORTH RIVER  
MEWS ASSOCIATES, LLC; and  
FRED A. DAIBES,

---

Case No.: 2:14-CV-05060-JMV-JBC

Hon. John M. Vazquez, U.S.D.J.

Hon. James B. Clark, III, U.S.M.J.

**NOTICE OF MOTION**

---

Defendants/Third-Party Plaintiffs,

v.

NEGLIA ENGINEERING  
ASSOCIATES,

Third-Party Defendant,

and

ALCOA DOMESTIC, LLC, as  
successor in interest to A.P. NEW  
JERSEY, INC.,

Defendant/Third-Party Plaintiff,

v.

COUNTY OF BERGEN and RIVER  
ROAD IMPROVEMENT PHASE II,  
INC., and HUDSON SPA, LLC,

Third-Party Defendants.

---

To: **COUNSEL:**


**PLEASE TAKE NOTICE** that on January 22, 2019 at 9:00 a.m., or on such date and at such time as counsel may be heard, Defendants/Third-Party Plaintiffs Arconic Inc. (f/k/a Alcoa Inc.) and Arconic Domestic, LLC (f/k/a Alcoa Domestic, LLC as successor in interest to A.P. New Jersey, Inc.) (collectively “Arconic”), through their attorneys, K&L Gates LLP, will move this Court, before the Honorable John Michael Vazquez, U.S.D.J., at the Martin Luther King, Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark, New Jersey, for

entry of an Order in the form annexed hereto granting Arconic's motion to stay this proceeding.

**PLEASE TAKE FURTHER NOTICE** that Arconic shall rely upon the supporting Brief and the Certification of Dana B. Parker, with exhibits attached hereto.

**PLEASE TAKE FURTHER NOTICE** that, if opposed, Arconic requests oral argument in this matter.

Dated: Newark, New Jersey  
December 17, 2018

By:   
Dana Parker, Esq.  
**K&L GATES LLP**  
One Newark Center, Tenth Floor  
Newark, NJ 07102  
(973) 848-4000  
*Attorneys for Arconic Inc. (f/k/a Alcoa Inc.) and Arconic Domestic, LLC (f/k/a Alcoa Domestic, LLC as successor in interest to A.P. New Jersey, Inc.)*